

ORDINANCE 2013-20

AN ORDINANCE OF THE CITY OF MEADOWS PLACE, TEXAS, REPEALING SUBSECTION 150.02(J) OF SECTION 150.02 OF CHAPTER 150 OF THE CODE OF ORDINANCES AND SUBSTITUTING A NEW SUBSECTION 150.02(J) OF SECTION 150.02 OF CHAPTER 150 OF THE CODE OF ORDINANCES; ADOPTING WITH AMENDMENTS THE 2012 INTERNATIONAL ENERGY CONSERVATION CODE; PROVIDING FOR A PENALTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; AND PROVIDING AN EFFECTIVE DATE.

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WHEREAS, the City Council of the City of Meadows Place, Texas, (“City”) desires to adopt regulations for the health, safety, and general welfare of the City; and

WHEREAS, to achieve that end, the City Council has adopted the 2006 International Energy Conservation Code; and

WHEREAS, a 2012 version of the International Energy Conservation Code has been published; and

WHEREAS, the City Council finds that adopting the 2012 International Energy Conservation Code will promote the health, safety, and general welfare of the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MEADOWS PLACE, TEXAS:

Section 1. That the facts found in the preamble of this Ordinance are true and correct and incorporated herein for all purposes.

Section 2. That Subsection 150.02(J) of Section 150.02 of Chapter 150 of the Code of Ordinances of the City of Meadows Place, Texas, is repealed and a new Subsection 150.02(J) of Section 150.02 of Chapter 150 of the Code of Ordinances of the City of Meadows Place, Texas, is added to provide as follows:

“(J) 2012 International Energy Conservation Code Adopted.

- (1) The city adopts the 2012 International Energy Conservation Code, published by the International Code Council, with the exception of such sections and subsections thereof as are hereinafter deleted, modified, or amended and the same are hereby adopted and incorporated herein as if the same were copied in full herein, and the provisions thereof shall be building regulations within the corporate limits of the city.
- (2) A copy of the 2012 International Energy Conservation Code shall be maintained by the city. If any part of this Ordinance is found to be in conflict with a provision of any zoning, building, fire, safety, or health ordinance or any regulation adopted pursuant thereto or any other

ordinance or code or regulation of the city, the provision which establishes the higher standard for the promotion of health and safety shall control.

- (3) Amendments. The 2012 International Energy Conservation Code shall be amended to read as follows:

(i) Subsection C101.1 is amended to read as follows: Subsection C101.1 Title. This code shall be known as the International Energy Conservation Code of the City of Meadows Place, Texas, and shall be cited as such. It is referred to herein as “this code.”

(ii) Subsection C103.3.2 is deleted.

(iii) Subsection C107.2 is deleted.

(iv) Subsection C107.3 is deleted.

(v) Subsection C107.5 is deleted.

(vi) Subsection C108.4 is amended to read as follows:

C108.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be in violation of this code and the city’s code of ordinances.

(vii) Section C109 is deleted.

(viii) Subsection R101.1 is amended to read as follows: Subsection R101.1 Title. This code shall be known as the International Energy Conservation Code of the City of Meadows Place, Texas, and shall be cited as such. It is referred to herein as “this code.”

(ix) Subsection R103.3.2 is deleted.

(x) Subsection R107.2 is deleted.

(xi) Subsection R107.3 is deleted.

(xii) Subsection R107.5 is deleted.

(xiii) Subsection R108.4 is amended to read as follows:

R108.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be in violation of this code and the city’s code of ordinances.

(xiv) Section R109 is deleted.”

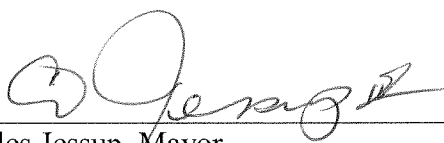
Section 3. *Penalty.* Any person who violates or causes, allows or permits another to violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than five hundred dollars (\$500.00) unless such violation implicates fire safety, zoning, or public health and sanitation including dumping of refuse in which case the fine amount shall not be more than two thousand dollars (\$2,000.00). Each occurrence of any such violation of this Ordinance shall constitute a separate offense. Each day on which any such violation of this Ordinance occurs shall constitute a separate offense.

Section 4. *Severability.* In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Meadows Place, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 5. *Repeal.* All ordinances or parts thereof in conflict with this Ordinance are repealed to the extent of such conflict.


Section 6. *Effective date.* This Ordinance shall become effective when published as required by law.

PASSED, APPROVED, and ADOPTED this the 24th day of September, 2013.



Charles Jessup, Mayor

ATTEST:



Jan Moore, City Secretary